## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: 004070 USA/PDC/WF/OR

PECEIVED

Haim FELDMAN

Group Art Unit: 2878

Appln. No.: 09/855,253 Confirmation No.: 8980

Examiner: Tranh X. Luu

Filed: May 15, 2001

FOI: DYNAMIC AUTOMATIC FOCUSING METHOD AND APPARATUS USING

INTERFERENCE PATTERNS (As Amended)

## NOTICE OF APPEAL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final Office Action dated May 7, 2003.

Please charge the statutory fee of \$320.00 to Deposit Account No. 19-4880. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

SUGHRUE MION, PLLC 1010 El Camino Real, Suite 300 Menlo Park, CA 94025

Tel: (650) 325-5800 Fax: (650) 325-6606

Date: September 8, 2003

Ft. 5

Frank L. Bernstein Registration No. 31,484

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this Notice of Appeal is being faceirnile transmitted to the U.S. Parent and Trademark Office this 8th day of September, 2003.

Thea K. Wagner